

REMARKS

Reconsideration of this application is respectfully requested in view of the foregoing amendment and the following remarks.

By the foregoing amendment, claims 18 and 19 have been amended, and claims 20 and 21 have been added. No new matter has been added. Claim 6 was previously canceled. Thus, claims 1-5 and 7-21 are currently pending in the present application and subject to examination.

In the Office Action mailed February 1, 2006, the Examiner objected to claims 18 and 19 for informalities. Claim 19 has been amended responsive to this objection. The Applicants respectfully submit that claim 18, line 3 already reads "and a first film". Thus, the Applicants submit that claim 18, line 3 already complies with the Examiner's suggested amendment.

The Examiner rejected claims 18 and 19 under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,853,067 to Cohn et al. ('Cohn'). The Applicants thank the Examiner for allowing claims 1-5 and 7-17. It is noted that claims 18 and 19 have been amended. To the extent that the rejections remain applicable to the claims currently pending, the Applicant hereby traverses the rejection, as follows.

The Applicants' invention as now set forth in claim 18 is directed to a surface acoustic wave device including the second pads being electrically extended via a through hole penetrating the base substrate, to a third surface of the base substrate opposite to the second surface thereof, the first and second films being electrically extended, via another through hole penetrating the base substrate, to the third surface,

the piezoelectric substrate and the base substrate having an identical width and length forming flat side surfaces of the surface acoustic wave device.

Cohn teaches a microelectromechanical device, however, Cohn does not disclose or suggest a second pad being electrically extended, via a through hole penetrating the base substrate, to a third surface of the base substrate opposite to the second surface thereof, as claimed in amended claim 18.

In addition, Cohn does not disclose or suggest a first and second film being electrically extended, via another through hole penetrating the base substrate, to the third surface, as claimed in amended claim 18.

Further, Cohn does not disclose or suggest a piezoelectric substrate and a base substrate having an identical width and length and forming flat side surfaces of the surface acoustic wave device, as claimed in amended claim 18.

For at least these reasons, the Applicants submit that claim 18 is allowable over the cited art. The Applicants submit that claim 19 is likewise allowable over the cited art.

The Applicants note that claims 20 and 21 have not been rejected. However, the Applicants submit that new claims 20 and 21 also distinguish from the disclosure of Cohn. Cohn does not disclose or suggest a first film being provided along edges of a piezoelectric substrate and a second film being provided along edges of a base substrate, and edges of the first and the second films being flush with side surfaces of the piezoelectric substrate and those of the base substrate and forming parts of side surfaces of the surfaces acoustic wave device.

For all of the above reasons, it is respectfully submitted that the claims now pending patentability distinguish the present invention from the cited references. Accordingly, reconsideration and withdrawal of the outstanding rejections and an issuance of a Notice of Allowance are earnestly solicited.

CONCLUSION

Should the Examiner determine that any further action is necessary to place this application into better form, the Examiner is encouraged to telephone the undersigned representative at the number listed below.

In the event this paper is not considered to be timely filed, the Applicants hereby petition for an appropriate extension of time. The fee for this extension may be charged to our Deposit Account No. 01-2300. The Commissioner is hereby authorized to charge any fee deficiency or credit any overpayment associated with this communication to Deposit Account No. 01-2300, with reference to Attorney Docket No. 025720-00028

Respectfully submitted,

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